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07 UNITED STATES DISTRICT COURT
08 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

09 MICHAEL A. WALL,)
10 Plaintiff,) CASE NO. C13-0930-JLR-MAT
11 v.)
12 CAROLYN W. COLVIN, Acting) REPORT AND RECOMMENDATION
Commissioner of Social Security,)
13 Defendant.)
14 _____)

15 Plaintiff brought this action to seek judicial review of the denial of an application for
16 disability benefits by the Commissioner of the Social Security Administration. The parties
17 now stipulate this case should be reversed and remanded for further proceedings. (Dkt. 30.)

18 Based on the stipulation of the parties, the Court recommends this case be REVERSED
19 and REMANDED for further administrative proceedings pursuant to sentence four of 42
20 U.S.C. § 405(g). On remand, the Administrative Law Judge shall: (1) hold a de novo hearing
21 and re-assess the severity of plaintiff's anxiety; (2) re-assess the medical evidence of record,
22 including the opinions of Brian Smart, M.D., Timothy Bondurant, M.D., and Suzanne Canning,

01 M.D.; (3) re-assess plaintiff's credibility and residual functional capacity; and (4) if necessary,
02 obtain supplemental evidence from a vocational expert. Also, upon proper application, the
03 Court will consider plaintiff's application for attorneys' fees under the Equal Access to Justice
04 Act, 24 U.S.C. § 2412, *et seq.*

05 The Court recommends that United States District Judge James L. Robart immediately
06 approve this Report and Recommendation and order the case REVERSED and REMANDED
07 for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). A
08 proposed order accompanies this Report and Recommendation.

09 DATED this 7th day of January, 2014.

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12 Mary Alice Theiler
13 Chief United States Magistrate Judge
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